

grade class of Travis Heights Elementary School of Austin.

Adjournment

On motion of Senator Berry the Senate at 11:23 o'clock a.m. adjourned until 10:30 o'clock a.m. on Monday, February 13, 1967.

APPENDIX

Report of Standing Committee

Senator Hardeman submitted the following report:

Austin, Texas,
February 9, 1967.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on Engrossed and Enrolled Bills, to which was referred:

S. B. No. 23, "An Act amending Article 8274, Revised Civil Statutes of Texas, 1925, as amended, to increase the rate of pilotage; and declaring an emergency."

has carefully compared same and finds it correctly enrolled.

HARDEMAN, Chairman.

Sent to Governor

February 9, 1967

S. B. No. 23

NINETEENTH DAY

(Monday, February 13, 1967)

The Senate met at 10:30 o'clock a.m., pursuant to adjournment, and was called to order by the President.

The roll was called and the following Senators were present:

Aikin	Harrington
Bates	Hazlewood
Bernal	Herring
Berry	Hightower
Blanchard	Mauzy
Brooks	Moore
Christie	Parkhouse
Cole	Patman
Connally	Ratliff
Creighton	Reagan
Grover	Schwartz
Hall	Strong
Hardeman	Wade

Watson
Wilson

Word

Absent—Excused

Jordan

Kennard

A quorum was announced present.

Reverend W. H. Townsend, Chaplain, offered the invocation.

On motion of Senator Aikin and by unanimous consent, the reading of the Journal of the proceedings of Thursday, February 9, 1967 was dispensed with and the Journal was approved.

Leaves of Absence

Senator Jordan was granted leave of absence for today on account of important business on motion of Senator Brooks.

Senator Kennard was granted leave of absence for today on account of important business on motion of Senator Hazlewood.

Resolutions Signed

The President signed in the presence of the Senate after the caption had been read, the following enrolled resolutions:

S. C. R. No. 18, Memorial resolution for Frank M. Wood.

S. C. R. No. 20, Commending Mrs. Peggy Ramsay for her dedicated service to her fellowman.

Reports of Standing Committees

Senator Parkhouse submitted the following reports:

Austin, Texas,
February 13, 1967.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on Water and Conservation, to which was referred S. B. No. 148, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

PARKHOUSE, Chairman.

Austin, Texas,
February 13, 1967.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on Water

and Conservation, to which was referred S. B. No. 38, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

PARKHOUSE, Chairman.

Senator Christie submitted the following report:

Austin, Texas,
February 9, 1967.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on State Departments & Institutions, to which was referred S. B. No. 179, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass as amended and be printed.

CHRISTIE, Chairman.

Senate Bills and Resolution on First Reading

The following bills and resolution were introduced, read first time and referred to the Committee indicated:

By Senator Herring:

S. B. No. 211, A bill to be entitled "An Act authorizing the Board of Regents of The University of Texas to sell or lease any part or all of that certain property described in the deed from George W. Brackenridge to The University of Texas, dated June 17, 1910; providing a method of sale and for the disposition of funds received from said sales; and declaring an emergency."

To the Committee on State Affairs.

By Senator Herring:

S. B. No. 212, A bill to be entitled "An Act to amend Article 6574b, Revised Civil Statutes of Texas, 1925, (Codified as Article 6574b of Vernon's Civil Statutes of Texas), relating to the photographic duplication of public records; providing for the control of, and the manner of accomplishing said photographic duplication; providing standards governing photographic duplications; creating and defining the duties of the Public Records Commission of Texas and of the County Public Records Boards, for generally supervising and controlling technical operations of said photographic duplications to assure required quality; providing for permanent

storage of security copies of said photographic duplications, and to authorize and control the disposition of duplicated original records; repealing all laws or parts of laws in conflict; providing for severability; and declaring an emergency."

To the Committee on State Affairs.

By Senator Herring:

S. B. No. 213, A bill to be entitled "An Act to amend Article 6591 of the Revised Civil Statutes of Texas, 1925, (Codified as Article 6591 Vernon's Civil Statutes of Texas), relating to an alternate and permissive method for filing, for filing and registering and for filing and recording of records by a micro-photographic or micro-film process, including the method of indexing said records, which county clerks and county recorders and clerks of county courts may use to conserve space, to obtain economical recording and to provide efficient retrieval of records; providing that micro-photographic or micro-film records are original records and for certified copies therefrom; setting standards for micro-photographic or micro-film records; providing for the return of, and the disposition of, certain records after micro-photographing or micro-filming; containing a repealing clause; containing a saving clause; and declaring an emergency."

To the Committee on State Affairs.

By Senator Wade:

S. B. No. 214, A bill to be entitled "An Act amending Chapter 512, Acts of the 54th Legislature, Regular Session, 1955, as amended (Article 548b, Vernon's Texas Civil Statutes), relating to the sale of pre-arranged or prepaid funeral services to be delivered at an undertermined future date dependent upon death of the contracting party; providing for the handling and disposition of money collected or paid under such contract, interest accruing thereon, and enhancement thereof; providing for the administration of the Act under the State Banking Department; prescribing certain offenses and fixing the penalty therefor; providing for quo warranto proceedings; providing nothing in the Act shall alter or affect any provisions of the Insurance Code of the State of Texas; and declaring an emergency."

To the Committee on Banking.

By Senators Blanchard, Christie, Reagan and Connally:

S. B. No. 215, A bill to be entitled "An Act relating to the real estate brokerage business and the licensing and regulation of real estate brokers and salesmen; amending The Real Estate License Act, House Bill No. 17, Acts of the Forty-Sixth Legislature, 1939, as amended, (codified as Article 6573a, Vernon's Texas Civil Statutes); declaring legislative intent; defining terms; repealing all laws or parts of laws in conflict; providing for a severability clause; and declaring an emergency."

To the Committee on State Affairs.

By Senator Wilson:

S. B. No. 216, A bill to be entitled "An Act relating to the conveyance of certain real estate by Texas A&M University to the city of Jacksonville, Texas; and declaring an emergency."

To the Committee on State Affairs.

By Senator Hightower:

S. B. No. 217, A bill to be entitled "An Act to amend Chapter 465, Acts of the 59th Legislature, Regular Session, 1965, by adding a new section to authorize the issuance of revenue or special obligation bonds by the Motley County Hospital District; providing terms, conditions and restrictions for the issuance of such bonds; enacting provisions incident and related thereto and declaring an emergency."

To the Committee on Counties, Cities and Towns.

By Senator Hightower:

S. B. No. 218, A bill to be entitled "An Act relating to the creation, establishment, maintenance and operation of a Hospital District in accordance with the provisions of Section 9 of Article IX of the Constitution of the State of Texas, to be known as the Knox County Hospital District, with boundaries coextensive with the boundaries of Knox County, Texas; defining its purposes; providing for its administration, operation, financing, taxing powers and liabilities; providing said district with the authority to acquire existing publicly owned hospital facilities and providing the requirements and the authority on the part of the county owning and operating hospital facilities to transfer to said District and for the district to assume the

county debts for said hospital facilities; prescribing procedures; providing tax exemptions; providing for severability; reciting proof of publication of constitutional notice; and declaring an emergency."

To the Committee on Counties, Cities and Towns.

By Senators Brooks and Harrington:

S. B. No. 219, A bill to be entitled "An Act relating to uninsured motorist coverage; amending the Texas Insurance Code by adding Article 5.06-1; and declaring an emergency."

To the Committee on Insurance.

By Senator Aikin:

S. B. No. 220, A bill to be entitled "An Act creating and establishing Texarkana State College at Texarkana, Texas, as a coeducational institution of higher learning, providing that the organization, management and control of said College shall be vested in the Board of Regents of the State Senior Colleges; empowering the Board of Regents to appoint and to remove the President, any faculty member or other officer or employee of the College when it deems such appointment or removal necessary to the best interests of the College and to fix the salaries and prescribe the duties thereof by written order; providing for offering courses of higher learning in the arts and sciences, in business administration and in teacher training, establishing a standard four-year course for said College; providing for the awarding of bachelor's degrees; providing that higher degrees may be offered only on recommendation of the Board of Regents, with the approval of the Coordinating Board, Texas College and University System; providing for special, short and terminal courses; providing for the transfer, gift and donation of all the assets, corporeal properties and facilities of the Junior College District of Texarkana, Texas, to the Board of Regents or its successors, of the Texarkana State College, herein created on September 1, 1969, free and clear of any indebtedness or indebtednesses, encumbrance or encumbrances of any kind and authorizing the Board of Regents of the College herein created to accept such assets, corporeal properties and facilities; providing for the Board of Regents to accept donations, gifts and

endowments; vesting the management and control of the lands and minerals of the College in the Board of Regents; authorizing and directing the Board of Regents to prescribe fees, rentals and charges for use of the facilities of Texarkana State College and for reporting thereof; authorizing the Board of Regents to enter into contracts with the Department of Defense of the United States of America to establish and maintain courses in military training, for credit therefor, under certain conditions; providing a severability clause; and declaring an emergency."

To the Committee on Education.

By Senators Herring and Moore:

S. J. R. No. 16, Proposing an amendment to Section 11a, Article VII of the Constitution of Texas providing for the investment of the Permanent University Fund by the Board of Regents of The University of Texas System in certain types of securities within the Prudent Man Rule.

To the Committee on Constitutional Amendments.

Senate Concurrent Resolution 22

Senator Creighton offered the following resolution:

S. C. R. No. 22, Granting Commercial Standard Fire & Marine Company permission to sue the State of Texas.

Whereas, Commercial Standard Fire & Marine Company is a Texas corporation organized under the laws of the State of Texas and doing business in the State of Texas in accordance with the laws of the State of Texas; and

Whereas, Pursuant to Article 7064 of the Revised Civil Statutes of Texas, the Commercial Standard Fire & Marine Company alleges that it paid gross premium taxes in the amount certified by the State Board of Insurance or the Commissioner of Insurance to the State Treasurer for the year 1963; and

Whereas, Commercial Standard Fire & Marine Company alleges that such amounts so certified to the State Treasurer by the State Board of Insurance or the Commissioner of Insurance were in error and were erroneously collected from the Commercial Standard Fire & Marine

Company because of such error; and Whereas, Commercial Standard Fire & Marine Company desires to sue the State of Texas for the recovery and refund of the taxes so erroneously collected from Commercial Standard Fire & Marine Company for the year 1963; now, therefore, be it

Resolved by the Senate of the State of Texas, the House concurring, That Commercial Standard Fire & Marine Company be and it is hereby granted permission to bring suit against the State of Texas for recovery of premium taxes erroneously recovered from Commercial Standard Fire & Marine Company for the year 1963, in Travis County, Texas, and service of citation for the purposes herein granted may be served upon the State of Texas by serving the Attorney General, the State Treasurer, the State Board of Insurance, and the Commissioner of Insurance; and be it further

Resolved, That such suit may be filed within 2 years from the adoption date of this Resolution; and be it further

Resolved, That the sole purpose of this Resolution is to grant permission to the aforesaid Commercial Standard Fire & Marine Company to bring suit against the State of Texas and no admission of liability of the State or of any fact is made in any way by the passage of this resolution; and it is specifically provided that the facts upon which Commercial Standard Fire & Marine Company seeks to recover must be proved in court as in other civil cases.

The resolution was read and was referred to the Committee on Jurisprudence.

Senate Resolution 118

Senator Hardeman offered the following resolution:

Whereas, High honors come to most men only once in a lifetime, if then, but to W. O. Shafer of Odessa, President of the State Bar of Texas, they have come in clusters—entirely unsolicited but completely merited; and

Whereas, His most recent award was bestowed by the Downtown American Business Club and the civic leaders of Odessa, who named him Odessa's Outstanding Man of 1966; and

Whereas, This genial and brilliant

attorney, business and civic leader, is a native of Rising Star, Texas; he entered the field of private enterprise at the tender age of six, when he started shining shoes at a nickel a pair and selling ice cold pop on Saturday afternoons; and

Whereas, His escapades during high school and junior high were those of a latter-day "Tom Sawyer," he was graduated and decided on law as his profession; in two years, he was graduated from Cumberland University in Lebanon, Tennessee, receiving his LL.B. degree, and returned to Texas to settle in Odessa; and

Whereas, He was still too young to get a license to practice law, but by convincing argument and friendly persuasion, he was successful in obtaining a marriage license so that he, age twenty, and his bride of eighteen could be married; after twenty-nine years, Mrs. Shafer says: "If I were not married and he should ask, I would marry him again tonight"; and

Whereas, He was associated with an Odessa motor company until he became 21 and was admitted to the State Bar of Texas in 1939; the next year he was elected Justice of the Peace, then County Attorney in 1944, and District Attorney in 1950; and

Whereas, When he decided not to run for re-election in 1952, the Odessa American, in an editorial regretting his decision, described him as a "public servant who took his job seriously, knew his duty to those who had elected him, and did it." The newspaper went further to commend the philosophy by which he lives: "Try as hard as you can . . . give it your best . . . accept the results . . . and then proceed"; and

Whereas, W. O. Shafer has held every office of the Ector County Bar Association, of the Odessa Junior Chamber of Commerce and the State Bar of Texas; he received the Distinguished Service Award as the Outstanding Young Man of Odessa in 1943; he has been president of the Odessa Lions Club, Exalted Ruler of the Elks Lodge, Director of the Odessa Chamber of Commerce, and, at present is serving as a Director of the First State Bank and Chairman of the Board; First Savings and Loan Association; and

Whereas, Members of his profession have recognized his ability and

leadership by electing him to the position of "Fellow in the American College of Trial Lawyers," "Fellow in the International Academy of Trial Lawyers," "Fellow in the American Bar Foundation," "Fellow in the Texas Bar Foundation," and "Member of the Federation of Insurance Counsel"; and

Whereas, In spite of the demands of his profession and his activities as President of the State Bar, he has found time to serve on two major committees of the Odessa Chamber of Commerce, has prepared and submitted supporting documents for a possible Federal Court in Odessa, has worked with the Ector County Bar Association on civic projects, and has actively aided in seeking to have Odessa made the new terminal for Greyhound; and

Whereas, It is appropriate that the Senate of the 60th Legislature recognize the accomplishments and service of W. O. Shafer to his city, his State, and his profession; NOW, THEREFORE, BE IT

RESOLVED, That the Senate of Texas congratulates W. O. Shafer of Odessa for his many accomplishments and for this latest honor naming him Odessa's Outstanding Man of 1966; and BE IT FURTHER

RESOLVED, That copies of this Resolution be prepared under the Seal of the Senate for W. O. Shafer and for the Downtown American Business Club of Odessa, as an expression of appreciation from the Senate of Texas for his leadership and dedicated service.

The resolution was read and was adopted.

Senate Resolution 119

Senator Herring offered the following resolution:

Whereas, A program for the enhancement of personal appearance of patients at state hospitals and special schools is being undertaken by hairdressers and cosmetologists; and

Whereas, This worthwhile project, begun in 1939 as a local effort, has evolved into a national undertaking of the National Hairdressers and Cosmetologists Association; and

Whereas, Conducted without remuneration and on their own time, this program is proving beneficial to

the mental outlook and appearance of handicapped persons; and

Whereas, As a part of the observance of National Beauty Salon Week, it is fitting that these fine people be commended for their humanitarian efforts; now, therefore, be it

Resolved, By the Senate of Texas that this association be lauded for their continuing interest in the problems of less fortunate people and commended for their charitable work; and be it further

Resolved, That a copy of this Resolution be prepared under the Seal of the Senate and forwarded by the Secretary of the Senate to the President of the Texas Hairdressers and Cosmetologists Association.

The resolution was read and was adopted.

Message From the Governor

The following message received from the Governor was read and was referred to the Committee on Nominations:

Austin, Texas,
February 13, 1967.

To the Senate of the Sixtieth Legislature:

I ask the advice, consent and confirmation of the Senate with respect to the following appointment:

To be a member of the State Board of Insurance, for a six-year term to expire January 31, 1973: Ned Price of Austin, Travis County.

Respectfully submitted,
JOHN CONNALLY,
Governor of Texas.

PROCLAMATION By The GOVERNOR OF THE STATE OF TEXAS

The following proclamation received from the Governor was read and was filed with the Secretary of the Senate:

To all to whom these presents shall come:

To the Members of the Sixtieth Legislature:

Consumer credit is an area of economic activity of vital concern to all the people of our State. It constitutes one of the most important

segments of our economy. Today, the total volume of consumer credit in our State is estimated to be 4 billion dollars per year. In the future, this volume will increase substantially. Every Texan at one time or another uses some form of consumer credit during his lifetime. For most Texans, consumer credit is a means customarily used to improve standard of living and obtain necessary funds to meet unforeseen personal emergencies.

At the present time, only a small portion of this total volume of consumer credit in the State of Texas is subject to effective public supervision or control. This lack of regulation has facilitated the development of a climate of consumer credit abuse in our State. While only a small minority of businessmen, many of whom are transient to our State, engage in such unsavory practices, they reap a toll of millions of dollars a year. More importantly, they bring discredit and disgrace to the rest of the business community who have no use for such practices. Most importantly, though, they abuse those who can least afford to be victimized in our society—the poor, the uneducated, the young entering adulthood and economic activity for the first time, and the very old struggling to maintain a way of life on limited retirement incomes. Our State cannot, and must not, tolerate the economic abuse of citizens who are unable to protect themselves.

In June, 1965, I requested the State Finance Commission to study the entire field of consumer credit in the State of Texas, with a view toward developing comprehensive legislation which would protect the public from abuses and provide a fair, competitive climate for all lenders of consumer credit. During the last two years, the Commission has worked long and hard on this difficult assignment. Research and statistics on the workings of consumer credit were compiled from every state of the union and several foreign countries. In addition, the Commission held extensive public hearings on consumer credit abuses in San Antonio, Houston, Dallas and Austin. As a result of this work, the Commission has filed with me a report which recommends the adoption of a comprehensive consumer credit code to embrace all lenders and vendors of consumer credit and all consumer credit transactions.

This code provides plentiful safeguards for the public in every type of consumer credit transaction. In addition, it sets out fair but firm and effective penalties for violation. The rates of charge authorized in this code are no higher than rates currently being charged for consumer credit in our State and, on a national comparison, are for the most part substantially below the rates charged for such credit in other states. More importantly, all qualified lenders and vendors of consumer credit, such as banks, savings and loan associations, credit unions, sales finance companies, consumer finance companies, and the like, are authorized upon qualification to operate under all provisions of the code. This authorization will provide full and effective competition, and the people of Texas can be thus assured of receiving consumer credit at the lowest possible competitive cost.

I commend, most favorably, the recommendations of the State Finance Commission in this important area of economic activity. The comprehensive consumer credit code proposed by the Commission will place Texas in the forefront of the states of our Nation in regard to this important area of vital concern to the people. This code is by necessity complex, but its purpose is simple. It seeks to provide adequate, essential and effective protection for the people of Texas.

Senate Bill 38 Ordered Not Printed

On motion of Senator Strong and by unanimous consent S. B. No. 38 was ordered not printed.

Message From the House

Hall of the House of Representatives
Austin, Texas,
February 13, 1967.

Hon. Preston Smith, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following:

H. C. R. No. 23, Designating "Public Schools Week in Texas," as March 6 through March 10, 1967.

Respectfully submitted,
DOROTHY HALLMAN,
Chief Clerk, House of Representatives

Report of Standing Committee

Senator Herring by unanimous

consent submitted the following report:

Austin, Texas,
February 13, 1967.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on Jurisprudence, to which was referred S. C. R. No. 22, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HERRING, Chairman.

Senate Resolution 122

Senator Herring offered the following resolution:

Whereas, During the past eighteen months the committees on Interstate Cooperation from the several states have been meeting to consider a multi-state tax compact which would materially affect the tax policies of the several states; and

Whereas, It is in the interest of Texas to continue the study of this most important subject in our effort to retain for the State of Texas its prerogatives in the interstate tax field which is in danger of being invaded by acts pending in the Congress of the United States; and

Whereas, The legislatures of several sister states are now in session and continued discussion of representatives of several states is desirable; now, therefore, be it

Resolved, That the Lieutenant Governor of Texas be and he is hereby authorized to appoint a delegation from the membership of the Senate of Texas to continue the negotiations in the field of multi-state taxation with the legislatures of the various states.

HERRING
CREIGHTON

The resolution was read and was adopted.

The President announced the appointment of the following as a committee pursuant to the provisions of the above resolution:

Senators Herring, Creighton and Christie.

Senate Resolution 111

The President laid before the Senate as pending business S. R. No. 111

(the resolution having been offered and read on Thursday, February 6, 1967).

Question—Shall S. R. No. 111 be adopted?

Pending discussion of the resolution by Senator Parkhouse, Senator Berry occupied the Chair.

(President in the Chair.)

Senator Hall raised the Point of Order that Senator Parkhouse was not speaking on the resolution.

The President asked Senator Parkhouse to confine his remarks to the subject of the resolution.

Pending further discussion by Senator Parkhouse of the resolution, Senator Reagan occupied the Chair.

(President in the Chair.)

Pending further discussion by Senator Parkhouse of the resolution, Senator Grover occupied the Chair.

(President in the Chair.)

Pending further discussion by Senator Parkhouse of the resolution, Senator Hall raised the Point of Order that Senator Parkhouse was not speaking on the resolution.

The President requested Senator Parkhouse to confine his remarks to the subject of the resolution.

The resolution (S. R. No. 111) was then adopted.

Finance Sub-Committee Granted Permission to Meet While Senate in Session

On motion of Senator Aikin and by unanimous consent the Finance Sub-committee was granted permission to meet at 2:00 o'clock p.m. while the Senate was in Session.

House Bill 87 on Second Reading

Senator Hall moved that Senate Rules 13 and 14 be suspended and that the Senate take up for consideration at this time H. B. No. 87, (the bill having been read the second time on Wednesday, February 8, 1967, with an amendment by Senators Blanchard and Strong pending).

Question — Shall the amendment by

Senators Blanchard and Strong to H. B. No. 87 be adopted?

The motion to consider H. B. No. 87 prevailed by the following vote:

Yeas—20

Aikin	Harrington
Bates	Herring
Bernal	Hightower
Berry	Moore
Christie	Patman
Cole	Ratliff
Connally	Reagan
Creighton	Wade
Hall	Wilson
Hardeman	Word

Nays—7

Blanchard	Parkhouse
Brooks	Schwartz
Grover	Strong
Mauzy	

Absent

Hazlewood	Watson
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Absent—Excused

Jordan	Kennard
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Question — On adoption of the amendment, Yeas and Nays were demanded. The amendment failed of adoption by the following vote:

Yeas—7

Blanchard	Ratliff
Grover	Schwartz
Mauzy	Strong
Parkhouse	

Nays—23

Aikin	Hazlewood
Bates	Herring
Bernal	Hightower
Berry	Kennard
Brooks	Moore
Christie	Patman
Cole	Reagan
Connally	Wade
Creighton	Watson
Hall	Wilson
Hardeman	Word
Harrington	

Absent—Excused

Jordan

Senator Schwartz offered the following amendment:

Amend H. B. No. 87 by adding the following number new sections 5, 6, 7,

and 8, and re-numbering the present sections 5 and 6 accordingly.

Section 5. Article V of Chapter 720, Acts of the 59th Legislature, Regular Session, 1965, is amended by adding a new Section 58 to read as follows:

"Section 58a. For the purpose of administering the provisions of Section 1 of this Article, the CLASSIFICATION SALARY SCHEDULE III below shall replace the CLASSIFICATION SALARY SCHEDULE II in Section 1 of this Article for the period March 1, 1967 through August 31, 1967.

"b. On March 1, 1967, in addition to the salary rate adjustments authorized for classified positions in Section 1 of this Article, employees whose salary rates are governed by said Section 1 shall generally, with certain exceptions and conditions noted below, receive the equivalent of a four step-increment salary increase.

"c. Except as provided in the subsection immediately following this subsection, said salary increase shall be provided by converting each employee's annual rate to CLASSIFICATION SALARY SCHEDULE III below so that the step number which designated such employee's February,

1967 salary rate shall also designate his March, 1967 salary rate in the salary group to which his classified position is allocated.

"d. Each employee whose classified position is allocated to salary groups C or 1 by this Act shall have his annual salary rate adjusted on March 1, 1967, to step S-2 of salary group 2 in CLASSIFICATION SALARY SCHEDULE III below, or to a step in group 2 which will provide a four step-increment increase, whichever is greater.

"e. No salary adjustment authorized by this Section shall result in an employee receiving an annual salary rate in excess of the maximum rate of the salary group to which his classified position is allocated. Any employee who is paid at a rate above the maximum of the proper salary group in February, 1967, shall have his salary adjusted to the step 7 rate of the proper salary group in CLASSIFICATION SALARY SCHEDULE III.

"f. The provisions stated in Section 1 of this Article which are related to personnel and payroll reporting procedures and the correction of errors shall also be applicable to this Section.

"CLASSIFICATION SALARY SCHEDULE III

(for the period beginning March 1, 1967 and ending August 31, 1967)

Salary Group	S-2	S-1	1	2	3	4	5	6	7
2	3216	3324	3432	3540	3660	3780	3912	4044	4176
3	3432	3540	3660	3780	3912	4044	4176	4320	4464
4	3660	3780	3912	4044	4176	4320	4464	4608	4764
5	3912	4044	4176	4320	4464	4608	4764	4920	5088
6	4176	4320	4464	4608	4764	4920	5088	5256	5436
7	4464	4608	4764	4920	5088	5256	5436	5616	5808
8	4764	4920	5088	5256	5436	5616	5808	6000	6204
9			5436	5616	5808	6000	6204	6408	6624
10			5808	6000	6204	6408	6624	6852	7080
11			6204	6408	6624	6852	7080	7320	7560
12			6624	6852	7080	7320	7560	7812	8076
13			7080	7320	7560	7812	8076	8352	8628
14			7560	7812	8076	8352	8628	8916	9216
15			8076	8352	8628	8916	9216	9528	9840
16			8628	8916	9216	9528	9840	10176	10512
17			9216	9528	9840	10176	10512	10872	11232
18			9840	10176	10512	10872	11232	11616	12000
19			10512	10872	11232	11616	12000	12408	12816
20			11232	11616	12000	12408	12816	13248	13692
21			12000	12408	12816	13248	13692	14148	14628

"g. On March 1, 1967, positions exempt from the Position Classification Act of 1961 and employed in agencies named in Articles II and III, the Central Education Agency,

including the Central Services and Special Schools under the State Board of Education, and non-judicial positions in Article I of this Act may receive salary increases as follows:

"(1) Positions paid at annual rates up to and including \$13,000 during February, 1967, may receive an increase of not more than 12.5%.

"(2) Positions paid at annual rates from \$13,001 up to and including \$15,000 during February, 1967, may be paid at an annual rate computed by adding \$14,600 to 50% of that part of their February, 1967 annual rate which is in excess of \$13,000.

"(3) Positions paid at annual rates from \$15,001 up to and including \$16,000 during February, 1967, may be paid at an annual rate computed by adding \$15,600 to 40% of that part of their February, 1967 annual rate which is in excess of \$15,000.

"The salary rates for exempt positions authorized herein are maximum rates, and administrators may approve lower rates in the interest of maintaining desirable salary intervals between positions."

Sec. 6. On March 1, 1967, those positions employed in agencies named in Articles II and III, the Central Education Agency, including the Central Services and Special Schools under the State Board of Education, and non-judicial positions in Article I of H. B. 12, Chapter 720, Acts of the 59th Legislature, Regular Sessions, 1965, which are not governed by the salary provisions of said Act as stated in Section 1, Article V, and new Section 58, above, may each receive a salary increase equivalent to four step-increments in the salary group in which his February, 1967 annual salary rate would fall. This Section shall not apply to employees who are paid at an annual rate of \$16,000 or more in February, 1967. Provided, however, the provisions of this Act shall not apply to positions paid out of appropriations for instructional salaries, nor for salaries of principals, supervisors, teachers and coaches paid according to rates provided in the Foundation School Program Act, as amended.

Sec. 2(a). On March 1, 1967, the salary rates of hourly employees shall be:

a. Common laborers: \$1.55 to \$2.02 per hour.

b. Semi-skilled laborers: \$1.91 to \$2.51 per hour.

c. Skilled laborers: \$2.40 to \$3.00 per hour.

Sec. 7. There is hereby appropriated from the General Revenue Fund and from each fund from which the

salaries of the respective positions covered by Sections 1 and 2 of this Act are paid, within the available balances and anticipated income of such funds, a sufficient amount of money to provide the salary adjustments authorized by this Act for the period beginning March 1, 1967 and ending August 31, 1967. For agencies financed from more than one fund, the cost of such increases shall be allocated to each fund in the same proportion as regular payrolls bear to such funds.

Sec. 8. For the purpose of disbursing the additional funds authorized by this Act, affected State departments and agencies shall certify and report to the State Auditor and the Comptroller of Public Accounts, on such forms and in such manner as they may prescribe, the information necessary to accomplish the purposes of this Act.

SCHWARTZ
BROOKS
MAUZY
HARRINGTON

The amendment was read.

Senator Hall raised a Point of Order that the amendment to House Bill 87 offered by Senator Schwartz was in violation of Senate Rule 113, authorizing the submission of emergency measures by the Governor and further in violation of Senate Rule 36, requiring that any amendment be germane to the proposition for which the amendment is offered.

The President ruled that since the amendment proposed the addition of a new Section to the bill and an appropriation which had not been submitted by the Governor as an emergency, the amendment was not included within the authority of Rule 113 and further was not germane within the meaning of the requirements of Rule 36.

Senator Brooks offered the following amendment to the bill:

Amend Section 3 of H. B. 87 by adding the following provision:

"Provided, however, that none of the monies appropriated to the Attorney General's office shall be used or spent in the case of Maryland v. W. Willard Wirtz in the Federal District of Maryland.

The amendment was read.

Senator Hall moved to table the amendment.

Question on the motion to table, Yeas and Nays were demanded.

The motion to table prevailed by the following vote:

Yeas—23

Aikin	Hazlewood
Bates	Herring
Bernal	Hightower
Berry	Parkhouse
Blanchard	Patman
Christie	Ratliff
Cole	Reagan
Connally	Strong
Creighton	Wade
Grover	Watson
Hall	Word
Hardeman	

Nays—6

Brooks	Mauzy
Harrington	Schwartz
Kennard	Wilson

Absent

Moore

Absent—Excused

Jordan

Senator Parkhouse offered the following amendment to the bill:

Amend House Bill 87 by deleting from Section 4 thereof the figure "\$5,500,000" and substituting in lieu thereof the figure "\$1,000,000."

PARKHOUSE

The amendment was read.

Senator Hall moved to table the amendment.

Question on the motion to table, Yeas and Nays were demanded.

The motion to table prevailed by the following vote:

Yeas—21

Aikin	Harrington
Bates	Hazlewood
Bernal	Herring
Berry	Hightower
Christie	Kennard
Connally	Moore
Creighton	Patman
Hall	Reagan
Hardeman	Wade

Watson
Wilson

Word

Nays—8

Blanchard	Parkhouse
Brooks	Ratliff
Grover	Schwartz
Mauzy	Strong

Absent

Cole

Absent—Excused

Jordan

The bill (H. B. No. 87) was passed to third reading.

Record of Votes

Senators Parkhouse, Strong, Blanchard, Grover and Schwartz asked to be recorded as voting "Nay" on passage of H. B. No. 87 to third reading.

Leave of Absence

Senator Cole was granted leave of absence for the remainder of the day on account of important business on motion of Senator Harrington.

House Bill 87 on Third Reading

Senator Hall moved that Senate Rule 32 and the Constitutional Rule requiring bills to be read on three several days be suspended and that H. B. No. 87 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—25

Aikin	Hightower
Bates	Kennard
Bernal	Mauzy
Berry	Moore
Christie	Patman
Connally	Ratliff
Creighton	Reagan
Grover	Schwartz
Hall	Wade
Hardeman	Watson
Harrington	Wilson
Hazlewood	Word
Herring	

Nays—4

Blanchard	Parkhouse
Brooks	Strong

Absent—Excused

Cole

Jordan

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—21

Aikin	Hightower
Bates	Kennard
Bernal	Moore
Berry	Patman
Christie	Ratliff
Connally	Reagan
Creighton	Wade
Hall	Watson
Hardeman	Wilson
Harrington	Word
Hazlewood	

Nays—7

Brooks	Parkhouse
Grover	Schwartz
Herring	Strong
Mauzy	

Absent—Excused

Cole	Jordan
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PAIRED

Senator Blanchard (present), who would vote "Nay," with Senator Cole (absent), who would vote "Yea."

Reason for Vote

I am voting against H. B. No. 87 because I feel strongly that no emergency need in this State is more critical than the need for immediate compensation increases for our State employees. I feel I would be guilty of hypocrisy if I supported any bill to appropriate tax money for any purpose before our State employees' needs are met.

BROOKS

Senate Bill 14 on Second Reading

Senator Creighton moved that Senate Rules 116 and 13 and Section 5 of Article III of the State Constitution be suspended and that S. B. No. 14 be taken up for consideration at this time.

The motion prevailed by the following vote:

Yeas—26

Bernal	Christie
Berry	Connally
Brooks	Creighton

Grover	Parkhouse
Hall	Patman
Hardeman	Ratliff
Harrington	Reagan
Hazlewood	Schwartz
Herring	Strong
Hightower	Wade
Kennard	Watson
Mauzy	Wilson
Moore	Word

Nays—3

Aikin	Blanchard
Bates	

Absent—Excused

Cole	Jordan
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The President laid before the Senate on its second reading and passage to engrossment:

S. B. No. 14, A bill to be entitled "An Act changing the name of the 'Board of Regents of The University of Texas' to the 'Board of Regents of The University of Texas System'; authorizing the Board of Regents to change the name of certain institutions within The University of Texas System; providing an organizational arrangement; providing for transfer of appropriations and obligations and for no other change in status; and declaring an emergency."

The bill was read second time and was passed to engrossment.

Senate Bill 14 on Third Reading

Senator Creighton moved that Senate Rule 32 and Constitutional Rule requiring bills to be read on three several days be suspended and that S. B. No. 14 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—26

Bernal	Kennard
Berry	Mauzy
Brooks	Moore
Christie	Parkhouse
Connally	Patman
Creighton	Ratliff
Grover	Reagan
Hall	Schwartz
Hardeman	Strong
Harrington	Wade
Hazlewood	Watson
Herring	Wilson
Hightower	Word

Nays—2

Aikin Bates

Present—Not Voting

Blanchard

Absent—Excused

Cole Jordan

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—27

Bernal	Kennard
Berry	Mauzy
Blanchard	Moore
Brooks	Parkhouse
Christie	Patman
Connally	Ratliff
Creighton	Reagan
Grover	Schwartz
Hall	Strong
Hardeman	Wade
Harrington	Watson
Hazlewood	Wilson
Herring	Word
Hightower	

Nays—2

Aikin Bates

Absent—Excused

Cole Jordan

Senate Bill 31 on Second Reading

Senator Wade moved that Senate Rule 116 and 13 and Section 5 of Article III of the State Constitution be suspended and that S. B. No. 31 be taken up for consideration at this time.

The motion prevailed by the following vote:

Yeas—29

Aikin	Harrington
Bates	Hazlewood
Bernal	Herring
Berry	Hightower
Blanchard	Kennard
Brooks	Mauzy
Christie	Moore
Connally	Parkhouse
Creighton	Patman
Grover	Ratliff
Hall	Reagan
Hardeman	Schwartz

Strong
Wade
WatsonWilson
Word

Absent—Excused

Cole

Jordan

The President laid before the Senate on its second reading and passage to engrossment:

S. B. No. 31, A bill to be entitled "An Act to amend Acts 1947, 50th Legislature, Chapter 70, by adding a new section to such act making the bonds issued by the governing boards of public junior colleges pursuant to such act authorized investments, and making them eligible to secure public funds; and declaring an emergency."

The bill was read second time and was passed to engrossment.

Senate Bill 31 on Third Reading

Senator Wade moved that Senate Rule 32 and the Constitutional Rule requiring bills to be read on three several days be suspended and that S. B. No. 31 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29

Aikin	Hightower
Bates	Kennard
Bernal	Mauzy
Berry	Moore
Blanchard	Parkhouse
Brooks	Patman
Christie	Ratliff
Connally	Reagan
Creighton	Schwartz
Grover	Strong
Hall	Wade
Hardeman	Watson
Harrington	Wilson
Hazlewood	Word
Herring	

Absent—Excused

Cole

Jordan

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed.

Senate Bill 176 on Second Reading

Senator Ratliff moved that Senate

Rules 116, 13, and 38 and Section 5 of Article III of the State Constitution be suspended and that S. B. No. 176 to taken up for consideration at this time.

The motion prevailed by the following vote:

Yeas—29

Aikin	Hightower
Bates	Kennard
Bernal	Mauzy
Berry	Moore
Blanchard	Parkhouse
Brooks	Patman
Christie	Ratliff
Connally	Reagan
Creighton	Schwartz
Grover	Strong
Hall	Wade
Hardeman	Watson
Harrington	Wilson
Hazlewood	Word
Herring	

Absent—Excused

Cole	Jordan
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The President laid before the Senate on its second reading and passage to engrossment:

S. B. No. 176, A bill to be entitled "An Act abolishing the office of County Superintendent, and transferring its duties to the County Judge, in certain counties; and declaring an emergency."

The bill was read second time and was passed to engrossment.

Senate Bill 176 on Third Reading

Senator Ratliff moved that Senate Rule 32 and the Constitutional Rule requiring bills to be read on three several days be suspended and that S. B. No. 176 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29

Aikin	Grover
Bates	Hall
Bernal	Hardeman
Berry	Harrington
Blanchard	Hazlewood
Brooks	Herring
Christie	Hightower
Connally	Kennard
Creighton	Mauzy

Moore	Strong
Parkhouse	Wade
Patman	Watson
Ratliff	Wilson
Reagan	Word
Schwartz	

Absent—Excused

Cole	Jordan
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The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—29

Aikin	Hightower
Bates	Kennard
Bernal	Mauzy
Berry	Moore
Blanchard	Parkhouse
Brooks	Patman
Christie	Ratliff
Connally	Reagan
Creighton	Schwartz
Grover	Strong
Hall	Wade
Hardeman	Watson
Harrington	Wilson
Hazlewood	Word
Herring	

Absent—Excused

Cole	Jordan
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Final Passage of Senate Bill 31
Reconsidered

On motion of Senator Wade and by unanimous consent the vote by which S.B. No. 31 was finally passed today was reconsidered (he having voted on the prevailing side).

Question — Shall S. B. No. 31 be finally passed?

The bill was again passed by the following vote:

Yeas—29

Aikin	Hardeman
Bates	Harrington
Bernal	Hazlewood
Berry	Herring
Blanchard	Hightower
Brooks	Kennard
Christie	Mauzy
Connally	Moore
Creighton	Parkhouse
Grover	Patman
Hall	Ratliff

Reagan	Watson
Schwartz	Wilson
Strong	Word
Wade	

Absent—Excused

Cole	Jordan
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Memorial Resolution

S. R. No. 115 — By Senator Ratliff: Memorial resolution for James F. McCulloch of Stamford.

Welcome and Congratulatory Resolutions

S. R. No. 116 — By Senator Brooks: Extending congratulations to John Michael Willatt and William Allison Morgan for achieving the highest scores in State Bar Examinations.

S. R. No. 117 — By Senator Hall: Extending welcome to William E.

Crawford and Raymond Bridges of Fate.

S. R. No. 120 — By Senator Brooks: Extending welcome to City Manager Clovis Mann and City Councilman Glenn Tolar of Deer Park.

S. R. No. 121 — By Senator Hightower: Extending welcome to Pete Gregg and Emmett Crow of Abernathy and Marvin Floyd of Shallowater.

Adjournment

On motion of Senator Word the Senate at 4:04 o'clock p.m. adjourned until 11:00 o'clock a.m. tomorrow.

Sent to Governor

February 13, 1967

S. C. R. No. 18

S. C. R. No. 20

In Memory of
Judge S. T. Chandler

Senator Parkhouse offered the following resolution:

(Senate Concurrent Resolution 21)

Whereas, Judge S. T. Chandler, former Justice of the Peace of Precinct 7, Place 2, Dallas County, succumbed on February 9, 1967, after dedicating more than 25 years of his life in public service to the citizens of the State of Texas in performing his duties as deputy constable, policeman, and justice of the peace; and

Whereas, Judge Chandler was never content to perform only the duties imposed upon him by his service to the public, but became and remained active in the charitable and civic affairs of Dallas County in his capacity as a member of the Oak Cliff Lions Club, the Oak Cliff Chamber of Commerce, the Order of the Eastern Star, the American War Dads Club, the Margaret B. Henderson Dads Club, the Masonic Lodge, and the Norman Register Club; and

Whereas, Judge Chandler was admired and revered for his active participation in church affairs, this admiration of his dedication to his church causing him to be elevated to senior deacon in the Cliff Temple Baptist Church; and

Whereas, His administration of justice in an informal manner to the residents of Dallas County, which brought about the just settlement of complaints brought before him, was demonstrative of what the founders of this country and our State envisioned justice to be; now, therefore, be it

Resolved by the Senate of the State of Texas, the House of Representatives concurring, That the sympathy and condolences of the Legislature be extended to Mrs. Chandler and her son, Stephen T. Chandler, Jr., in their time of great sorrow, as attestation to the grief and sorrow shared with them in the loss of a dedicated man and a great Texan; and be it further

Resolved, That a copy of this Resolution be prepared and sent to Mrs. Chandler and her son, Stephen T. Chandler, Jr., in the hope that they will be comforted in the knowledge that the Legislature of the State of Texas joins in their grief.

**PARKHOUSE
WADE**

The resolution was read.

On motion of Senator Parkhouse and by unanimous consent the resolution was considered immediately and was adopted by a rising vote of the Senate.